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12 **UNITED STATES DISTRICT COURT**
13 **CENTRAL DISTRICT OF CALIFORNIA**

14 JOSHUA CUEVAS,
15 Plaintiff,
16 vs.

17 CASA 7 MARES, INC.; and DOES 1 to
18 10,
19 Defendants.

Case No.: 8:23-cv-02231-DOC (ADSx)
**Plaintiff's Notice of Motion and Motion
for Default Judgment by Court**

Date: March 4, 2024
Time: 8:30 a.m.
Courtroom: 10A

Honorable Judge David O. Carter

20 To Defendant CASA 7 MARES, INC. and the attorneys of record, if any: Please
21 take notice that on March 4, 2024, at 8:30 a.m., or as soon thereafter as this matter may
22 be heard by this Court located at 411 West Fourth Street, Santa Ana, California, Plaintiff
23 JOSHUA CUEVAS will present Plaintiff's motion for default judgment against
24 Defendant CASA 7 MARES, INC. The Clerk has previously entered the default on said
25 Defendant on January 15, 2024 (Dkt. #13).

26 At the time and place of hearing, Plaintiff will present proof of the following
27 matters: (1) Defendant CASA 7 MARES, INC. is not a minor or an incompetent person
28 or in military service or otherwise exempted under the Soldier and Sailor's Civil Relief

1 Act of 1940; (2) Defendant CASA 7 MARES, INC. has not appeared in this action; and
2 (3) Plaintiff is entitled to judgment against said Defendant on account of the claims
3 pleaded in the complaint, to wit: a violation of the Americans with Disabilities Act, the
4 Unruh Civil Rights Act, the California Disabled Persons Act, the California's Unfair
5 Competition Act, and Negligence.

6 The Plaintiff seeks a judgment in the amount of \$4,000.00 in statutory damages,
7 \$2,330.00 in attorney's fees, and \$587.00 in costs as set forth in the attached Declaration
8 of Jason J. Kim and an Order directing the Defendant to: make alterations in such a
9 manner that, to the maximum extent feasible, the goods, services, facilities, privileges,
10 advantages, or accommodations offered by Defendant are readily accessible to and usable
11 by individuals with disabilities at the property located at or about 7540 Lankershim
12 Blvd., North Hollywood, California. This motion is based on this notice, the declarations
13 submitted in support of this motion, and other matters which may be presented at the
14 hearing.

15 Notice of the original motion for default judgment by court was served on
16 Defendant CASA 7 MARES, INC. on January 29, 2024, by first class United States Mail,
17 postage prepaid.

18
19 Dated: January 29, 2024

SO. CAL. EQUAL ACCESS GROUP

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22 By: /s/ Jason J. Kim
23 Jason J. Kim, Esq.
24 Attorneys for Plaintiff
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